



Kurt E. Floren
Agricultural Commissioner
Director of Weights and Measures

COUNTY OF LOS ANGELES

Department of Agricultural Commissioner/ Weights and Measures

<http://acwm.lacounty.gov>



12300 Lower Azusa Road
Arcadia, California 91006-5872

May 15, 2007

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

SECOND RESOLUTION DECLARING NOXIOUS OR DANGEROUS WEEDS, BRUSH, RUBBISH, ETC., IN LOS ANGELES COUNTY A SEASONAL AND RECURRING PUBLIC NUISANCE (ALL DISTRICTS) (3-VOTES)

IT IS RECOMMENDED THAT YOUR BOARD:

1. Adopt the attached resolution and establish the following dates and times for Hearing of Protests by the Weed Abatement Referee: May 29, 2007, from 9:30 a.m. until noon in the conference room of the Agricultural Commissioner/Weights and Measures Department (ACWM), located at 12300 Lower Azusa Road, Arcadia and May 30, 2007 at 9:30 a.m. until noon in the Antelope Valley at 335A E. Avenue K-6, Lancaster.
2. Set June 26, 2007, at 9:30 a.m. as the date and time for hearing on the Weed Abatement Referee's Second Hearing Report to abate noxious or dangerous weeds, brush, rubbish, etc., on unimproved parcels.

AFTER THE PUBLIC HEARING, IT IS RECOMMENDED THAT YOUR BOARD:

Approve the 2007 Weed Abatement Referee's Second Hearing Report.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Attached is an additional (second) resolution declaring noxious or dangerous weeds, brush, rubbish, etc., in Los Angeles County a seasonal and recurring public nuisance when found existing upon or in front of certain unimproved properties. Said unimproved properties have been found, by inspection, to be overgrown with weeds and brush or to contain flammable rubbish. Said weeds, brush, or rubbish have attained such a growth or condition to become a fire hazard to adjacent improved property or otherwise be a public nuisance. The County of Los Angeles has a duty to protect the public safety and to take any actions necessary to abate a public nuisance.

Earlier this year, your Board passed a similar resolution. However, since then, additional unimproved properties have been identified as containing hazardous weeds, brush, or rubbish which may require abatement this fire season.

Implementation of Strategic Plan Goals

This action supports the County's Strategic Plan Goals of Organizational Effectiveness (Goal 3) and Fiscal Responsibility (Goal 4). The lawful process of declaring, by resolution, weeds, brush, or rubbish hazards on unimproved properties to be a public nuisance allows ACWM to assess the costs for enforcing abatement on the properties including investigation, boundary determination, measurement, clerical and other related costs. In addition, the declaration process allows ACWM to respond to weed, brush, or rubbish hazards more quickly and effectively than when using other nuisance abatement procedures.

FISCAL IMPACT/FINANCING

There is no net county cost.

ACWM will assess charges directly to any private property owner who does not comply with a notice to abate and our services are required. Costs for the weed abatement services are recovered by assessments or direct billings and include full overhead charges.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

A notice to destroy weeds, remove brush, rubbish, or refuse will be mailed to the property owners in the form required in Section 14892 of the California Health and Safety Code upon receipt of your approval. An affidavit of mailing will be returned to you when the

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mailing of notices as provided in Section 14896 of the Health and Safety Code has been completed. After the notices have been mailed, a public hearing will be held in Arcadia and the Antelope Valley where the owners of unimproved property, with objections or questions, will be heard and given due consideration. Owners whose objections or questions were not resolved at the initial hearings may appear before the Board for a final hearing on June 26.

ACWM has adopted as policy relating to the clearance of weeds and brush that reasonable estimates of charges will be given if the projected charges are in excess of \$750 for work other than routine discing.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

ACWM will employ temporary workers and will contract with private contractors for equipment, equipment operators and manual laborers, to perform the required weed abatement services.

Respectfully submitted,



KURT E. FLOREN
Agricultural Commissioner
Director of Weights and Measures

KEF:RBS:cm
bdltr2nd2007reso.wpd

Attachments

c: Chief Administrative Officer
County Counsel
Fire Department

RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF LOS ANGELES
DECLARING PUBLIC NUISANCE

WHEREAS, weeds or other vegetation growing upon property and/or upon the streets and sidewalks in front of such property often is not pruned or is otherwise neglected so as to attain such large growth as to become, when dry, a fire menace to adjacent improved property, or is otherwise noxious or dangerous; and

WHEREAS, the presence of neglected, noxious or dangerous vegetation including weeds, dry grass, stubble and brush, and litter, rubbish, refuse, or other flammable materials upon streets, sidewalks, and property, are conditions which endanger the public safety and constitute a public nuisance and should therefore be abated; and

WHEREAS, such neglected, noxious or dangerous vegetation, or litter, rubbish, refuse, or other flammable materials are a seasonal and recurrent nuisance on such property located within the County of Los Angeles (the "County"); and

WHEREAS, the County of Los Angeles has a duty to protect the public safety and to take actions necessary to abate a public nuisance; and

WHEREAS, Division 12, Part 2.7 (Section 13879) and Part 5 (Sections 14875 through 14922, inclusive) of the California Health and Safety Code, authorizes the Board of Supervisors, by resolution, to declare such neglected, noxious or dangerous

vegetation, or litter, rubbish, refuse, or other flammable materials a public nuisance and to authorize the abatement thereof;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES AS FOLLOWS:

SECTION 1. Board Finds. The Board of Supervisors of the County of Los Angeles hereby finds that the neglected, noxious or dangerous vegetation, or litter, refuse, or other flammable material in and upon and in front of the real property as described in Exhibit 1, constitute and are hereby declared to be a seasonal recurrent public nuisance which should be abated.

SECTION 2. Notice. (a) The County Agricultural Commissioner/Director of Weights and Measures (Commissioner) is hereby designated, authorized and directed to give notice to destroy and/or remove said neglected, noxious or dangerous vegetation, or litter, refuse, or other flammable material from the described property.

(b) Not less than 10 days prior to the date of the hearing, the Commissioner shall cause notice to be given to each property owner by mail as their names and addresses appear from the last equalized assessment roll or as they are known to the clerk.

SECTION 3. Hearings. On Tuesday, the 29th of May, 2007, from 9:30 a.m. until noon in the conference room of the Agricultural Commissioner, located at 12300 Lower Azusa Rd., Arcadia, California and on Wednesday, the 30th of May, 2007, from 9:30 a.m.

until noon in the Antelope Valley at 335A E. Avenue K-6, Lancaster, are fixed by this Board as the times and places when and where any and all property owners having any objections to the aforementioned proposed removal of neglected, noxious or dangerous vegetation, or litter, refuse, or other flammable materials may appear before the Weed Abatement Referee and show cause why said neglected, noxious or dangerous vegetation, or litter, refuse, or other flammable material should not be removed in accordance with this resolution, and said objections will then and there be heard and given due consideration.

SECTION 4. Recovery of Inspection costs. (a) The Commissioner is hereby authorized and directed to recover its cost of inspection of the properties hereinabove described in a manner consistent with prior action of the Board adopting a fee schedule for such inspections. The recovery of these costs is vital to the ongoing operation governing the identification and abatement of those properties that constitute a public nuisance and endanger the public safety.

(b) The owners of the property, upon which, or in front of which the nuisance exists, shall be presented, both in writing and at the above-referenced hearing, with information regarding the cost of inspection.

EXHIBIT 1
DESCRIPTION OF PROPERTIES

In accordance with Division 12, Part 5, Chapter 2 of the California Health and Safety Code (commencing with Section 14880), the properties, upon which, or in front of which the nuisance exists, are hereby described in the Declaration List of properties.

NOTICE TO DESTROY WEEDS
REMOVE BRUSH, RUBBISH, OR REFUSE

NOTICE IS HEREBY GIVEN THAT on May 15, 2007, the Board of Supervisors of the County of Los Angeles passed a resolution declaring noxious or dangerous vegetation including weeds, brush, tumbleweeds, sagebrush and chaparral or rubbish and refuse were growing or occurring upon or in front of said property of certain streets in said city or unincorporated area of the County of Los Angeles, and more particularly described in the resolution, and that they constitute a fire hazard or public nuisance which must be abated by the removal of said noxious or dangerous vegetation, rubbish and refuse, otherwise they may be removed and the nuisance abated by County authorities and the cost of removal assessed upon the land from or in front of which the noxious or dangerous vegetation, rubbish and refuse are removed, and such cost will constitute a special assessment against such lots or lands. Reference is hereby made to said resolution for further particulars. In addition, the Board of Supervisors authorized and directed the Agricultural Commissioner to recover its costs of details. The Board of Supervisors has authorized an inspection fee of \$38.47 which will be assessed against all declared UNIMPROVED properties, whether or not they are cleared by the property owner.

All property owners having any objections to the proposed removal of noxious or dangerous vegetation, rubbish and refuse, and the recovery of inspection costs, are hereby notified that they may attend a weed abatement referee hearing at:
the headquarters of the Los Angeles County, Department of Agricultural Commissioner/

Weights and Measures, 12300 Lower Azusa Road, Arcadia, CA 91006-5872, on May 29, 2007, from 9:30 A.M. until noon, and the Antelope Valley at 335A E. Avenue K-6, Lancaster on May 30, 2007 from 9:30 A.M. until noon.

Protests which are not resolved will be sent before the Board of Supervisors where their objections will be heard and given due consideration.

The foregoing resolution was on the _____ day of _____, 2007, adopted by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

Sachi A. Hamai, Executive Officer-
Clerk of the Board of Supervisors of
the County of Los Angeles

By _____
Deputy

APPROVED AS TO FORM
BY COUNTY COUNSEL

RAYMOND G. FORTNER, JR.

By 
Deputy

**DECLARATION LIST
MAY 15, 2007**

	ZONE	CITY CODE	PARCEL NO.
229	08	500	3170-018-069
230	08	500	3170-018-070
231	08	500	3170-018-071
232	08	500	3170-018-072
233	08	500	3170-018-073
234	08	500	3170-018-074
235	08	500	3170-018-075
236	08	500	3170-018-076
237	08	500	3170-018-077
238	08	500	3170-018-078
239	08	500	3170-018-079
240	08	500	3170-018-080
241	08	500	3170-018-082
242	08	500	3170-018-083
243	08	355	3204-002-113
244	08	355	3204-002-114
245	08	355	3204-002-115
246	08	355	3204-002-117
247	08	355	3204-002-122
248	09	000	3210-013-036
249	09	000	3211-005-025
250	09	000	3212-003-301
251	09	000	3212-011-037
252	09	000	3212-011-082
253	09	000	3212-013-043
254	09	000	3213-006-027
255	09	000	3213-007-014
256	09	000	3213-019-040
257	09	000	3213-025-035
258	09	000	3213-034-006
259	09	000	3214-018-012
260	09	000	3214-020-006
261	09	000	3214-020-062
262	09	000	3214-020-063
263	09	000	3214-024-027
264	09	000	3214-024-028
265	09	000	3214-024-029
266	09	000	3214-024-030

**DECLARATION LIST
MAY 15, 2007**

	ZONE	CITY CODE	PARCEL NO.
267	09	000	3214-024-031
268	09	000	3214-024-032
269	09	000	3214-036-047
270	09	000	3214-036-058
271	09	000	3216-010-011
272	09	000	3216-013-007
273	09	000	3216-014-043
274	09	000	3216-021-011
275	09	000	3217-017-006
276	09	000	3217-020-065
277	09	000	3217-028-004
278	09	000	3231-003-047
279	09	000	3231-007-903
280	09	000	3231-007-904
281	09	000	3231-009-010
282	09	000	3231-009-904
283	09	000	3231-014-008
284	09	000	3231-021-019
285	08	820	3242-023-019
286	08	820	3242-023-020
287	08	820	3242-023-022
288	08	820	3242-023-025
289	09	000	3271-006-054
290	09	000	3271-006-055
291	08	820	3384-003-008
292	08	820	3384-003-010
293	08	820	3384-003-011
294	08	820	3384-003-012
295	08	820	3384-003-013
296	08	820	3384-003-014
297	08	820	3384-003-038
298	08	820	3384-003-039
299	08	820	3384-004-011
300	08	820	3384-004-014
301	08	820	3384-004-018
302	08	820	3384-004-019
303	08	355	3386-004-002
304	08	355	3386-004-003

**DECLARATION LIST
MAY 15, 2007**

	ZONE	CITY CODE	PARCEL NO.
305	08	355	3386-004-005
306	08	355	3386-004-006
307	08	355	3386-004-007
308	08	355	3386-004-008
309	08	355	3386-004-009
310	08	355	3386-004-010
311	08	355	3386-004-011
312	08	355	3386-004-012
313	08	355	3386-004-013
314	08	355	3386-004-014
315	08	355	3386-004-016
316	08	355	3386-004-017
317	08	355	3386-004-020
318	08	355	3386-004-022
319	08	355	3386-004-023
320	08	355	3386-004-024
321	01	800	4434-001-902
322	01	800	4434-004-901
323	01	800	4434-004-904
324	01	800	4434-004-905
325	01	800	4434-004-906
326	01	800	4434-009-902
327	01	800	4436-024-037
328	01	800	4440-001-018
329	01	800	4442-001-900
330	01	800	4446-012-011
331	01	800	4448-007-120
332	01	800	4448-027-908
333	01	800	4448-028-903
334	01	800	4448-028-905
335	01	800	4448-028-907
336	01	800	4448-028-909
337	01	800	4448-028-911
338	01	800	4448-028-913
339	01	800	4448-028-929
340	01	800	4448-028-930
341	01	400	4449-016-900
342	01	400	4453-023-900

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MAY 15, 2007**

	ZONE	CITY CODE	PARCEL NO.
343	07	098	4455-003-049
344	07	098	4455-003-050
345	07	804	4456-038-023
346	01	400	4458-016-900
347	01	400	4458-016-902
348	01	400	4458-016-903
349	01	400	4458-018-900
350	01	400	4458-018-903
351	01	400	4470-009-027
352	01	400	4470-009-027
353	01	400	4471-003-011
354	01	400	4472-009-011
355	04	000	5225-020-032
356	04	806	5229-017-904
357	04	806	5233-014-025
358	04	806	5248-020-003
359	04	523	5272-017-012
360	04	000	5277-004-062
361	04	000	5277-006-015
362	04	000	5277-007-800
363	06	705	5387-013-031
364	05	822	6008-035-286
365	05	822	6008-035-287
366	05	822	6008-035-288
367	05	822	6008-035-289
368	05	822	6008-035-390
369	05	822	6008-035-391
370	05	822	6009-014-002
371	05	822	6044-013-017
372	05	822	6044-013-038
373	05	808	6060-009-906
374	05	810	6149-005-034
375	05	810	6150-024-041
376	05	810	6155-026-009
377	04	760	6212-002-014
378	04	155	6224-013-902
379	05	510	6264-020-066
380	04	000	6343-013-012

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MAY 15, 2007**

	ZONE	CITY CODE	PARCEL NO.
381	04	523	6387-019-030
382	05	040	7033-007-016
383	05	265	7059-019-902
384	05	265	7065-024-024
385	05	265	7069-027-906
386	05	075	7162-015-037
387	05	645	7207-017-022
388	05	645	7207-017-023
389	05	645	7207-017-024
390	05	645	7207-017-025
391	05	645	7207-017-026
392	05	645	7207-017-027
393	05	645	7207-017-028
394	05	645	7207-017-029
395	05	645	7207-017-030
396	05	645	7212-005-009
397	05	645	7212-011-006
398	05	645	7217-001-010
399	05	103	7316-025-107
400	05	103	7335-012-020
401	05	103	7336-022-075
402	05	000	7452-033-019
403	05	000	7452-033-020
404	04	000	8026-028-022
405	04	000	8125-033-900
406	04	000	8126-001-904
407	04	000	8137-021-910
408	04	765	8137-027-900
409	04	765	8138-016-903
410	04	765	8138-033-903
411	04	765	8138-033-916
412	06	000	8206-009-021
413	04	765	8232-027-055
414	06	293	8264-013-901
415	06	293	8264-013-906
416	06	814	8272-001-004
417	06	814	8272-001-005
418	04	765	8289-021-902

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MAY 15, 2007**

	ZONE	CITY CODE	PARCEL NO.
419	04	765	8291-003-901
420	04	765	8291-004-900
421	04	765	8291-043-900
422	03	160	8293-038-003
423	03	130	8302-002-002
424	03	130	8302-002-013
425	03	130	8302-013-017
426	03	130	8302-013-019
427	03	130	8302-018-029
428	03	130	8302-021-033
429	03	130	8302-021-049
430	03	130	8302-021-053
431	03	130	8304-002-069
432	03	130	8304-002-072
433	03	130	8306-007-050
434	03	130	8306-008-001
435	03	130	8306-008-019
436	03	130	8306-008-021
437	03	130	8307-001-015
438	03	530	8326-024-041
439	03	530	8327-004-021
440	03	530	8327-007-018
441	03	530	8327-013-907
442	03	530	8327-016-800
443	03	530	8327-019-800
444	03	530	8328-012-800
445	03	530	8335-014-027
446	03	530	8335-014-028
447	03	530	8335-014-040
448	03	530	8340-006-036
449	03	530	8340-028-002
450	03	530	8340-034-019
451	03	530	8340-036-805
452	03	530	8341-002-024
453	03	530	8341-015-901
454	03	530	8342-017-904
455	03	530	8342-017-905
456	03	530	8354-031-801

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	ZONE	CITY CODE	PARCEL NO.
457	03	530	8354-031-802
458	03	530	8357-002-032
459	03	530	8360-001-900
460	03	530	8360-012-021
461	03	530	8360-015-033
462	03	530	8360-034-006
463	03	530	8360-038-030
464	03	530	8360-038-065
465	03	530	8360-039-035
466	03	600	8383-009-900
467	03	600	8383-009-901
468	03	600	8385-013-900
469	03	600	8385-013-901
470	03	600	8385-013-904
471	03	600	8385-019-053
472	03	600	8392-018-013
473	06	300	8417-032-049
474	06	300	8417-032-063
475	03	000	8426-024-006
476	03	000	8448-007-044
477	06	333	8471-021-009
478	06	333	8471-021-010
479	06	333	8471-022-001
480	06	210	8575-021-901
481	06	210	8575-021-907
482	06	210	8575-021-912
483	06	210	8575-021-913
484	06	210	8575-021-914
485	06	210	8575-022-005
486	06	210	8575-022-913
487	06	210	8575-022-914
488	06	210	8575-022-921
489	06	050	8608-028-800
490	06	050	8608-029-005
491	06	050	8608-029-006
492	06	050	8608-029-007
493	06	050	8608-029-008
494	06	050	8611-002-038

**DECLARATION LIST
MAY 15, 2007**

	ZONE	CITY CODE	PARCEL NO.
495	06	050	8621-024-012
496	03	260	8641-013-036
497	03	260	8641-014-039
498	03	260	8642-021-900
499	03	260	8646-026-007
500	03	260	8649-029-900
501	03	600	8661-008-273
502	03	600	8661-010-272
503	03	600	8661-010-276
504	03	600	8661-011-021
505	03	600	8661-011-271
506	03	600	8661-011-274
507	03	600	8665-002-800
508	03	600	8665-002-900
509	03	600	8665-002-901
510	03	600	8665-025-053
511	03	000	8669-021-012
512	03	000	8669-021-016
513	03	260	8684-039-012
514	03	760	8709-057-028
515	03	000	8760-003-018
516	03	293	8760-023-006
517	03	293	8760-023-022
518	03	293	8760-023-023
519	06	814	8761-012-016
520	06	814	8761-012-017

TOTAL PARCELS 520